

FEB 11 2008 Docket No. 03089**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Lang H. Nguyen

Examiner: Bernshteyn, Michael

Appln. No.: 10/694,975

Group Art No. 1796

Filed: October 28, 2003

Confirmation No.: 4434

For: **AQUEOUS COATING COMPOSITIONS**

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that the attached paper (along with any paper referred to as attached or enclosed therein) is being transmitted *by facsimile* to the United States Patent and Trademark Office, Fax. No. 1-571-273-8300, on February 11, 2008.



Valarie B. Rosen
Reg. No. 45,698
Cabot Corporation
157 Concord Road
Billerica, MA 01821

Enclosure: Declaration Under 37 CFR 1.97

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Sir:


DECLARATION UNDER 37 CFR 1.97

Applicant submitted an Information Disclosure Statement for the subject application on February 4, 2008. The statement under 37 CFR 1.97 was not included with the Information Disclosure Statement. Applicant submits that the February 4, 2008 Information Disclosure Statement (IDS) and this declaration are filed either before the mailing of a first Office Action on the merits or before the mailing of a first Office Action after the filing of a Request for Continued Examination. Consequently, Applicant submits that no fee or certification is required pursuant to 37 CFR 1.97(b).

Applicant respectfully requests that the Examiner consider completely the information cited in the February 4, 2008 IDS, along with any other information, in reaching a determination concerning the patentability of the present claims, that the form PTO 1449 (modified) enclosed with the February 4, 2008 IDS be Examiner to evidence that the cited reference(s) has (have) been fully considered by the Patent and Trademark Office during the examination of this application, and that the citations for the cited reference(s) be printed on any patent that issues from this application.

Dated: February 11, 2008

Respectfully submitted,



Valarie B. Rosen
Reg. No. 45,698
Cabot Corporation
157 Concord Road
Billerica, MA 01821-7001
Tel. (978) 670-7027
Fax (978) 670-8027

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